

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

MICHAEL L. LEIGHTON and :  
NANCY A. LEIGHTON :  
Plaintiffs :  
: CIVIL NO. 1:13-CV-2018  
v. :  
: (Judge Caldwell)  
CHESAPEAKE APPALACHIA, :  
LLC, et al. :  
Defendants :  
:

*O R D E R*

AND NOW, this 26th day of November, 2013, it is ORDERED that:

1. Defendants' motion (Doc. 5) to compel arbitration is stayed.
2. The parties are granted ninety (90) days to conduct discovery on the following: (1) whether Schlumberger is an agent of Chesapeake Appalachia under Pennsylvania agency principles; (2) whether Chesapeake Energy and Nomac can also be agents; and (3) whether this case involves interstate commerce.
3. The parties shall thereafter have thirty days to file briefs on the impact of the discovery on the law to be applied and whether the discovery alters our conclusion that Plaintiffs and Chesapeake Appalachia, Chesapeake Energy, and Nomac should proceed to arbitration and that the claims against Schlumberger should be stayed pending resolution of the arbitration proceedings.

/s/ William W. Caldwell  
William W. Caldwell  
United States District Judge